UNITED STATES DISTRICT COURT

for the Southern District of New York R & A Holdings, LLC *Plaintiff(s)* Civil Action No. 1:25-cv-00014 v. XYMOGEN, Inc., XYMOGEN IP, LLC and FB SELECT, LLC Defendant(s) SUMMONS IN A CIVIL ACTION To: (Defendant's name and address) 31 Howard Street, 2nd Floor FB Select, LLC New York NY 10013 A lawsuit has been filed against you. Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are: MASCHOFF BRENNAN GILMORE ISRAELSEN & MAURIEL LLP Benjamin Charkow 15 West 26th St., 7th Fl. New York, NY 10010 If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court. CLERK OF COURT Date: Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No.

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

was re	ceived by me on (date)	ne of individual and title, if any)		
	☐ I personally served the summons on the individual at (place)			
			on (date)	; or
	☐ I left the summons at the individual's residence or usual place of abode with (name)			
	, a person of suitable age and discretion who resides there,			
	on (date)	, and mailed a copy to the	a copy to the individual's last known address; or	
	☐ I served the summons on (name of individual)			, who is
	designated by law to accept service of process on behalf of (name of organization)			
			on (date)	; or
	☐ I returned the summons unexecuted because			; or
	☐ Other (specify):			
	My fees are \$	for travel and \$	for services, for a total of \$	0.00
	I declare under penalty	of perjury that this information	s true.	
Date:				
			Server's signature	
			Printed name and title	
			Server's address	

Additional information regarding attempted service, etc: